

PATENT**Application # 10/092,924****Attorney Docket # 112815CON-1 (1014-154)****REMARKS**

The Examiner is respectfully thanked for the consideration provided to this application. Reconsideration of this application is respectfully requested in light of the foregoing amendments and the following remarks.

The Examiner is further thanked for indicating that each of claims 14 and 17 would be allowable if rewritten in independent form including all of the limitations of the base claim and any intervening claims.

Claims 12-33 are now pending in this application. Each of claims 12, 13, 15, 23, 26, 28, and 29 are in independent form.

I. The Obviousness-Type Double Patenting Rejection

Each of claims 12 and 13 was rejected under the judicially created doctrine of obviousness-type double patenting as being unpatentable over claims 15, 23, and 24 of Barzegar (U.S. Patent 6,363,079). These rejections are respectfully traversed.

Each of claims 15-16, 18-19, and 22 was rejected under the judicially created doctrine of obviousness-type double patenting as being unpatentable over claims 2 and 3 of Barzegar (U.S. Patent 6,937,595). These rejections are respectfully traversed.

Each of claims 20 and 21 was rejected under the judicially created doctrine of obviousness-type double patenting as being unpatentable over claim 2 of Barzegar (U.S. Patent 6,937,595) in view of Nye (US Patent 6,144,659). These rejections are respectfully traversed.

Submitted herewith is a Terminal Disclaimer to Obviate a Double Patenting Rejection with respect to each of claims 12-33.

It is believed that with this Terminal Disclaimer, all claims in this application are in condition for allowance, prompt notice of which is respectfully solicited.

II. Allowable Subject Matter

A potential statement of reasons for the indication of allowable subject matter is:

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“none of the reference of record, alone or in combination, teach or suggest the combination of limitations found in the independent claims. Namely,

claim 12 is allowable because none of the references of record, alone or in combination, teach or suggest ‘said controller applying the voice data to the digital circuit when the signaling data indicates the voice data is to be transmitted by the digital circuit, and said controller applying the voice data to the digital network when the signaling data indicates the voice data is to be transmitted over the digital network’;

claim 13 is allowable because none of the references of record, alone or in combination, teach or suggest ‘wherein said controller applying the voice data to the digital circuit when the signaling data indicates the voice data is to be transmitted by the digital circuit, wherein said controller applying the voice data to the digital network when the signaling data indicates the voice data is to be transmitted over the digital network’;

claim 14 is allowable because none of the references of record, alone or in combination, teach or suggest ‘wherein the message is a request for increased bandwidth at a priority lower than a priority assigned for a voice circuit of the digital network’;

claims 15, 16, and 18-22 are allowable because none of the references of record, alone or in combination, teach or suggest ‘a controller with at least one modulator/demodulator applies data corresponding to multiple voice call sessions from said link to the digital interface, and applies data corresponding to the multiple voice call sessions from said digital interface to the link’; and

claim 17 is allowable because none of the references of record, alone or in combination, teach or suggest ‘wherein the new call session corresponds to the same called number as at least another call of the multiple voice call sessions, whereby multiple call sessions to a same called number are enabled.’”

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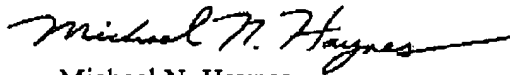
CONCLUSION

It is respectfully submitted that, in view of the foregoing amendments and remarks, the application as amended is in clear condition for allowance. Reconsideration, withdrawal of all grounds of rejection, and issuance of a Notice of Allowance are earnestly solicited.

The Office is hereby authorized to charge any additional fees or credit any overpayments under 37 C.F.R. 1.16 or 1.17 to Deposit Account No. 50-2504. The Examiner is invited to contact the undersigned at 434-972-9988 to discuss any matter regarding this application.

Respectfully submitted,

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